

## Agricultural Marketing Service, USDA

## § 1220.606

- (7) Iowa Soybean Promotion Board
- (8) Indiana Soybean Development Council, Inc.
- (9) Kansas Soybean Commission
- (10) Kentucky Soybean Promotion Board
- (11) Louisiana Soybean Promotion Board
- (12) Maryland Soybean Board
- (13) Soybean promotion Committee of Michigan
- (14) Minnesota Soybean Research and Promotion Council
- (15) Mississippi Soybean Promotion Board
- (16) Missouri Soybean Merchandising Council
- (17) Nebraska Soybean Development, Utilization, and Marketing Board
- (18) New Jersey Soybean Board
- (19) North Carolina Soybean Producers Association
- (20) North Dakota Soybean Council
- (21) Ohio Soybean Council Board of Trustees
- (22) Oklahoma Soybean Commission
- (23) Pennsylvania Soybean Board
- (24) South Carolina Soybean Board
- (25) South Dakota Soybean Research and Promotion Council
- (26) Tennessee Soybean Promotion Board
- (27) Texas Soybean Producers Board
- (28) Virginia Soybean Board
- (29) Wisconsin Soybean Marketing Board, Inc.

### § 1220.314 Document evidencing payment of assessments.

(a) Each first purchaser responsible for remitting an assessment to a Qualified State Soybean Board or the United Soybean Board is required to give to the producer from whom the first purchaser collected an assessment written evidence of payment of the assessment containing the following information:

- (1) Name and address of the first purchaser.
- (2) Name of producer who paid assessment.
- (3) Number of bushels sold.
- (4) Net market price.
- (5) Total assessments paid by the producer.
- (6) Date.
- (7) State in which soybeans were grown.
- (b) [Reserved]

§§ 1220.330–1220.332 [Reserved]

## Subparts C–E [Reserved]

## Subpart F—Procedures To Request a Referendum

SOURCE: 64 FR 45416, Aug. 20, 1999; 65 FR 1, Jan. 3, 2000, unless otherwise noted.

### DEFINITIONS

#### § 1220.600 Act.

The term *Act* means the Soybean, Promotion, Research, and Consumer Information Act set forth in title XIX, subtitle E, of the Food, Agriculture, Conservation, and Trade Act of 1990 (Pub. L. 101-624), and any amendments thereto.

#### § 1220.601 Administrator, AMS.

The term *Administrator, AMS*, means the Administrator of the Agricultural Marketing Service, or any officer or employee of the Department to whom there has been delegated or may be delegated the authority to act in the Administrator's stead.

#### § 1220.602 Administrator, FSA.

The term *Administrator, FSA*, means the Administrator, of the Farm Service Agency, or any officer or employee of the Department to whom there has been delegated or may be delegated the authority to act in the Administrator's stead.

#### § 1220.603 Department.

The term *Department* means the United States Department of Agriculture.

#### § 1220.604 Farm Service Agency.

The term *Farm Service Agency*, also referred to as "FSA," means the Farm Service Agency of the Department.

#### § 1220.605 Farm Service Agency County Committee.

The term *Farm Service Agency County Committee*, also referred to as "FSA County Committee or COC," means the group of persons within a county who are elected to act as the Farm Service Agency County Committee.

#### § 1220.606 Farm Service Agency County Executive Director.

The term *Farm Service Agency County Executive Director*, also referred to as

## § 1220.607

“CED,” means the person employed by the FSA County Committee to execute the policies of the FSA County Committee and to be responsible for the day-to-day operation of the FSA county office, or the person acting in such capacity.

### § 1220.607 Order.

The term *Order* means the Soybean Promotion and Research Order.

### § 1220.608 Person.

The term *Person* means any individual, group of individuals, partnership, corporation, association, cooperative, or any other legal entity.

### § 1220.609 Producer.

The term *Producer* means any person engaged in the growing of soybeans in the United States, who owns or shares the ownership and risk of loss of such soybeans.

### § 1220.610 Public notice.

The term *Public Notice* means a notice published in the FEDERAL REGISTER, not later than 60 days prior to the last day of the Request for Referendum period that provides information regarding the Request for Referendum period. Such notification shall include, but not be limited to, explanation of producers' rights; procedures to request a referendum, the purpose, dates of the Request for Referendum period, location for conducting the Request for Referendum, and eligibility requirements. Additionally, the Board is required to provide producers, in writing, this same information during that same time period. Other pertinent information shall also be provided, without advertising expense, through press releases by State and county FSA offices and other appropriate Government offices, by means of newspapers, electronic media, county newsletter, and the like.

### § 1220.611 Representative period.

The term *Representative period* means the period designated by the Secretary pursuant to Section 1970 of the Act.

### § 1220.612 Secretary.

The term *Secretary* means the Secretary of Agriculture of the United

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States Department of Agriculture or any other officer or employee of the Department to whom there has been delegated or to whom there may be delegated the authority to act in the Secretary's stead.

### § 1220.613 Soybeans.

The term *Soybeans* means all varieties of glycine max or glycine soja.

### § 1220.614 State and United States.

The terms *State* and *United States* include the 50 States of the United States of America, the District of Columbia, and the Commonwealth of Puerto Rico.

## PROCEDURES

### § 1220.615 General.

An opportunity to request a referendum shall be provided to U.S. soybean producers to determine whether eligible producers favor the conduct of a referendum and the Request for Referendum shall be carried out in accordance with this subpart.

(a) The opportunity to request a referendum shall be provided at the county FSA offices.

(b) If the Secretary determines, based on results of the Request for Referendum, that no less than 10 percent (not in excess of one-fifth of which may be producers in any one State) of all producers have requested a referendum on the Order, a referendum would be held within 1 year of that determination.

(c) If the Secretary determines, based on the results of the Request for Referendum, that the requirements in paragraph (b) of this section were not met, a referendum would not be conducted.

(d) For purposes of paragraphs (b) and (c) of this section, the number of soybean producers in the United States is determined to be 600,813.

### § 1220.616 Supervision of the process for requesting a referendum.

The Administrator, AMS, shall be responsible for supervising the process of permitting producers to request a referendum in accordance with this subpart.